



PO Box 1749  
Halifax, Nova Scotia  
B3J 3A5 Canada


**Item No. 11.1.4**

**Halifax Regional Council**

**September 21, 2010**


**September 28, 2010**

**TO:** Mayor Kelly and Members of Halifax Regional Council **October 19, 2010**

Original Signed by 

**SUBMITTED BY:**

Wayne Anstey, Acting Chief Administrative Officer

Original Signed by 

Mike Labrecque, Deputy Chief Administrative Officer

**DATE:** July 6, 2010

**SUBJECT:** **By-Law T-142, Administrative Amendments to By-law T-108  
Respecting the Regulations of Taxis and Limousines**

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**ORIGIN**

On February 2, 2010, Regional Council was presented with By-law T-141 for First Reading. Due to concerns relative to the elimination of taxi zones, Regional Council chose not to proceed with First Reading, however By-Law T-141 also included a number of other administrative amendments relative to By-law T-108, Administrative Order #39, Administrative Order #21, and Administrative Order #15. Proposed By-law T-142, consisting only of the administrative amendments to By-law T-108, is before Regional Council for consideration.

**RECOMMENDATION:**

1. It is recommended that Regional Council approve in principle By-law T-142 (attached as Appendix A), Administrative Order #39 (attached as Appendix B), Respecting Taxi Fares & Taxi Roof Light Sign Requirements, Administrative Order #15 (attached as Appendix C), Respecting Licence, Permit and Processing Fees, Administrative Order #21 (attached as Appendix D), Respecting the Appointment of the Taxi and Limousine Inspector.
2. It is further recommended that Regional Council direct staff to arrange for the formal introduction of the said amendments for First Reading.

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**BACKGROUND**

On February 2, 2010, By-law T-141 which contained several amendments to By-law T-108 and other related legislation was presented to Regional Council for First Reading. However, one of the items contained in By-law T-141, was the elimination of taxi zones, which was not supported by Regional Council and By-law T-141 did not receive First Reading.

By-law T-142, contains only the administrative amendments to By-law T-108 and other related legislation, has been prepared for Regional Council consideration.

**DISCUSSION**

The proposed By-law T-142, (attached as Appendix A) contains administrative amendments relative to By-law T-108, Administrative Order #39, Administrative Order #21 and Administrative Order #15. The amendments have been requested by a number of sources including but not limited to, staff, HRM Legal Services, Taxi & Limousine Advisory Committee and the HRM Appeals Committee.

The following is a high level overview of the amendments outlined in the chart, (attached as Appendix E). A number of items referenced in the chart are house keeping amendment, such as reference to subsection numbers, forms and the Licencing Authority definition.

**1. Definitions**

“Halifax Zone” amended to include Harrietsfield, Sambro, Ketch Harbour and Portuguese Cove.

“Inspector” amended to be referred to as “Licensing Authority”.

“Owner” amended to address the vehicle ownership & leasing issue.

“Passenger” added definition to clarify what constitutes a passenger.

“Accessible taxi” amended to reflect vehicle standard moving to Administrative Order #39.

“Limousine” amended to reflect vehicle standard moving to Administrative Order #39.

“Taxi” amended to reflect vehicle standard moving to Administrative Order #39

**2. Administration** - amended to reflect the “Licensing Authority” and clarify the duties and authority.

**3. Owner** - portions of sections 8, 9 and 10 are amended by removing reference to form numbers and Taxi Inspector. Portions of sections 11, 12, 13, 18, 21 and 22 are amended to reflect changes to subsection numbers, the requirements for Criminal Record/Vulnerable Sector Checks, vehicle specifications, Motor Vehicle Inspections, maintenance of passenger and trunk area, types of vehicles and permitting suspensions during insurance investigations and to consolidate wording.

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**4. Applicant/Driver Requirements** - portions of sections 35 and 36 to be amended to reflect the definition of “driver”, simplify wording, clarify requirements for an applicant, permit Statutory Declaration if Criminal Record/Vulnerable Sector Check is delayed, provide proof of registration for National Standards Certification and provide drivers with a two year grace period.

**5. Applicant Re-Testing** - sections 37 and 39 to be amended, remove reference to subsection numbers, clarifying applications are valid for twelve months, to reduce an applicants wait time from one year to six months before re-applying after unsuccessfully completing the testing requirements.

**6. License Holder Eligibility** - portions of sections 40, 42, 43 and 47 to be amended to address individuals who may be subject to Court Proceedings or Orders arising from charges or convictions, refusal of a fare when a destination conflicts with zone regulations, licence not being operational following the expiry date and to reduce wording.

**7. Taxi Signs** - addition to Schedule 4 Administrative Order 39, that high sided taxi vehicles such as Van’s, Crossover’s and SUV’s, may display markings on both sides of the vehicle which indicate the company name and the taxi licence number under which the taxi is being operated, to enhance public visibility.

**8. Offences & Penalties** - section 72 to be amended, clarifying appeal and notification process and to remove wording which was consolidated into new amended items. Section 74 and 76 to be repealed, no longer applicable.

**9. Waiting List** - portions of sections 77, 78 & 78A, to be amended to apply the same consistent application process for the waiting lists, consistent for all zones and remove redundant wording.

**10. Seniors Shared-Ride** - section 80 to be removed, a shared ride can be accommodated currently within the by-law without a specialty licence.

**11. Hotel Standards** - section 81 to be amended to permit new vehicle standards applicable to Hybrid and Smaller fuel efficient vehicles.

**Administrative Order #39** - wording is amended to introduce vehicle standards, side markings for high sided vehicles, amend wording of Special Rate clause, remove reference to a shared ride licence & rate schedule and remove reference to the seven dollar additional charge for a mini van or station wagon.

**Administrative Order #15** - wording is amended to remove reference to section and subsection articles within the By-law and identify a fee for a partial licencing period.

**Administrative Order #21** - is being repealed to reflect the definition change from Inspector to Licencing Authority.

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**BUDGET IMPLICATIONS**

There are no budget implications as a result of this report.

**FINANCIAL MANAGEMENT POLICIES / BUSINESS PLAN**

This report complies with the Municipality's Multi-Year Financial Strategy, the approved Operating, Capital and Reserve budgets, policies and procedures regarding withdrawals from the utilization of Capital and Operating reserves, as well as any relevant legislation.

**ALTERNATIVES**

- (1) Maintain the status quo and not adopt any of the recommended amendments to By-law T-108 or related legislation. This alternative is not recommended.
- (2) Approve any number of the amendments from the options identified.

**ATTACHMENTS**

- Appendix A: By-law T-142, Administrative Amendments to By-law T-108.
- Appendix B: Administrative Order #39
- Appendix C: Administrative Order #15
- Appendix D: Administrative Order #21
- Appendix E: Chart of Administrative Amendments to By-law T-108.

A copy of this report can be obtained online at <http://www.halifax.ca/council/agendasc/cagenda.html> then choose the appropriate meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by :	Bill Moore, Superintendent, Halifax Regional Police	490-4817
Report Approved by:	_____ Deputy Chief F.A. Burbridge, Halifax Regional Police	490-7138
Financial Approved by:	_____ Cathie O'Toole, CGA, Director of Finance	490-6308
Report Approved by:	_____ Frank Beazley, Chief of Police, Halifax Regional Police	490-6500

**HALIFAX REGIONAL MUNICIPALITY  
BY-LAW NUMBER T-142**

**RESPECTING THE REGULATION OF TAXIS AND LIMOUSINES**

**BE IT ENACTED** by the Council of Halifax Regional Municipality, under the authority of Section 305 of the Motor Vehicle Act, Chapter 293, R.S.N.S. 1989 that By-Law T-108, Respecting the Regulation of Taxis and Limousines be amended as follows:

1. Sections 3 definitions are amended as follows:

(1) The definitions of “Halifax Zone”, is amended by the addition of the following: “and the area also know as Harrietsfield, Sambro, Ketch Harbour and Portuguese Cove” .

(2) the definition of “Inspector” is repealed and the following definition of “Licencing Authority” is substituted:

"Licencing Authority" means the municipal official appointed by the Chief Administrative Officer of the Municipality to be responsible for the administration, licencing and enforcement of By-law T-108 and related regulations and any official appointed pursuant to this By-law for that purpose;

(3) The definition of “owner” is repealed and the following definition substituted:

"owner" means a person who holds the legal title of a vehicle and its licence plates as indicated on the permanent NS Vehicle Registration Permit;

(4) Section 3 is amended by adding the following:

“passenger” unless the context indicates otherwise includes parcels, boxes, packages and other articles that are transported by a taxi or limousine for a fare;

(5) The definitions of “accessible taxi”, “limousine” and “taxi” are repealed and the following definitions substituted:

"accessible taxi" means a taxi designed and manufactured, or converted, for the purpose of transporting passengers with physical disabilities, which is in compliance with the standards for an accessible taxi prescribed in Administrative Order 39;

"limousine" means a motor vehicle not equipped with a taxi meter or roof light used or intended to be used to carry passengers for hire, which is in compliance with the standards for a limousine prescribed in Administrative Order 39;

"taxi" means a motor vehicle equipped with a taxi roof light and taxi meter used or intended to be used to carry passengers for hire, which is in compliance with the standards for a taxi prescribed in Administrative Order 39, and unless the context indicates otherwise, taxi

includes an accessible taxi;

2. Section 4 is repealed and the following subsection substituted:

4. (1) The Licencing Authority is responsible for the regulation of taxis and limousine and the administration and enforcement of the provisions of this by-law and related regulations, and includes any officer or official carrying out the duties pursuant to this by-law.

(2) The Licencing Authority shall:

(i) make all necessary inquiries concerning applications for licences;

(ii) examine or cause to be examined all applicants for driver licences as to the by-law requirements;

(iii) examine or cause to be examined every vehicle to be licenced as to the by-law requirements;

(iv) keep a register of all licences granted containing the name, complete mailing address of each applicant and the date of issue;

(v) issue licences in accordances with this by-law, provided that all requirements have been met;

(vi) provide applicants with a copy of the by-law and Administrative Order No. 39, upon request;

(vii) determine by inspection and enquiry from time to time whether licencees and licenced vehicles continue to comply with the provisions of this by-law and all applicable laws;

(3) The licencing Authority may suspend or revoke the licence of any person who offends any provision of this By-law and may cause to be prosecuted persons who offend against any law, by-law or administrative order in respect of the ownership or operation of a taxi or limousine.

(4) The Licencing Authority may in abridge or extend the time limits provided for in this By-law where application of the time limits would cause undue hardship to a licence holder or licence applicant.

3. Sections 5 and 6 are repealed.

4. Clause 8(i) is amended by deleting the words "in form I".

5. Clause 8(ii) is amended by replacing the word "Inspector" with "Licencing Authority".

6. Clause 9(i) is amended by deleting the words “in form II”.
7. Clause 9(ii) is amended by and replacing the word “Inspector” with “Licencing Authority”.
8. Clause 10(i) is amended by deleting the words “in form III” and by replacing the word “Inspector” with “Licencing Authority”.
9. Clause 10(ii) is amended by replacing the word “Inspector” with “Licencing Authority”.
10. Clause 11(1) is amended by deleting the words “taxi, accessible taxi or limousine”:
11. Clause 11(1)(i) is repealed and the following clause substituted:
  - (i) new applicants must submit an application, Criminal Record/ Vulnerable Sector check and a statutory declaration, in effect from time to time, approved by the Licencing Authority;
12. Subclauses 11(1)(ii)(v) and (vi) are amended by replacing the word “Inspector” with “Licencing Authority”.
13. Clause 11(1)(iv) is repealed.
14. Subsection 11(2) is repealed and the following substituted:
  - (2) Notwithstanding the definition of “owner” contained in section 3, owner licences held at the date of amendment of the definition of “owner” which are subject to an ownership agreement on a vehicle in which the licence holder is not the title or plate holder are validly held as long as a continuous ownership agreement relationship between the two parties remains in place.
15. Section 12 is amended by the deletion of the words “set out in subsection (v) of section 11”.
16. Section 13 is repealed.
17. Section 17 is amended by replacing the word “Inspector” with “Licencing Authority”.
18. Section 18 is repealed and the following section substituted:
  18. An owner of a taxi, accessible taxi or limousine shall notify the Licencing Authority forthwith of any change to the NS Vehicle Registration Permit of his or her vehicle.
19. Subsection 21 (1) is repealed and the following substituted:

21 (1) An owner's licence may be renewed upon appearance of the licence holder at the office of the Licencing Authority, and by payment of the annual licence fee prescribed by Administrative Order, provided that the licence holder and the vehicle to which the licence relates continue to meet all of the requirements of this by-law. Expired licences are not operational but may be renewed for up to 30 days following the expiration date, and if not renewed within 30 days following the expiration date the licence is terminated. Owner licence holders who do not hold a driver licence issued pursuant to this by-law must submit an annual Criminal Record/Vulnerable Sector Search report.

20. Subsection 21(2) is amended by replacing the word “Inspector” with “Licencing Authority”.

21. Section 22 is repealed and the following substituted:

22. (1) A taxi or limousine owner shall maintain the required insurance policy and shall provide to the Licencing Authority upon demand evidence that the policy remains in force.

(2) The owner shall require the agent or the insurance company issuing the insurance policy to immediately notify the Licencing Authority of any changes in coverage or the cancellation of any insurance policy and the agent or the insurance company shall immediately notify the Licencing Authority of any such change or cancellation.

(3) The holder of an owner licence, must maintain uninterrupted motor vehicle insurance as required, in order for the owner licence to remain in force. The Licencing Authority shall immediately suspend an owner licence upon notification that the insurance may have lapsed. If the Licencing Authority confirms the insurance is no longer in force, the owner licence shall be cancelled.

(4) Notwithstanding subsections (1) and (3), if a taxi or limousine owner submits to the Licencing Authority satisfactory proof of inability to operate a vehicle licensed to the owner due to injury or illness, which evidence may be in the form of a certificate of a physician licensed to practice in the Province of Nova Scotia, the owner may give notice in writing to the Licencing Authority that the vehicle will not be operated as a taxi or limousine, and may allow the insurance to lapse, and the licence shall thereupon be suspended until the licence holder submits satisfactory proof to the Licencing Authority that the insurance has been reinstated or renewed.

22. Section 28 is amended by deleting the words “which shall be as set out in Form V”.

23. Section 29 is amended by deleting the words “which shall be as set out in Form VI”.



24. Section 30 is amended by deleting the words “which shall be as set out in Form VII”.
25. Section 33 and section 34 are amended by replacing the word “Inspector” with “Licencing Authority”.
26. Section 35 is repealed and the following section substituted:
  35. No temporary or permanent driver's licence, shall be granted unless the applicant or licence holder meets or continues to meet all requirements relative to drivers and until:
    - (a) the applicant or licence holder submits two professionally taken passport style photographs, showing a full front view of head, dated within 30 days of the date of application, photographs subject to fading or sensitive to heat are not acceptable;
    - (b) the applicant or licence holder provides a satisfactory NS Registry of Motor Vehicles (Client Use) abstract of his or her minimum class 4 driving record, dated within 30 days of the date of application;
    - (c) the applicant or licence holder submits in person, a valid unexpired minimum class 4 NS driver licence;
    - (d) the applicant or licence holder pays to the municipality all applicable fees prescribed by Administrative Order;
    - (e) the applicant or licence holder provides a satisfactory Criminal Record / Vulnerable Sector Search report, dated within 30 days of the date of application, approved by the licencing authority. If the CRC/VS report is delayed and the applicant or licence holder provides proof of application and payment for the CRC/VS report, a Statutory Declaration may be sworn. If the CRC/VS report is not submitted within 20 days from the signing date of the Statutory Declaration, the licence will be suspended until the report has been submitted; and
27. Subsections 36(2) and 36(3) are repealed and the following subsections substituted:
  - (2) Notwithstanding any other provision of this by-law, no person shall be issued a temporary driver’s licence unless that person meets all requirements of this by-law; and
    - (a) supplies proof of successful completion of the prescribed English Language proficiency test, as in effect from time to time, approved by the Licencing Authority;
    - (b) successfully completes the process and examinations, as in effect from

time to time, approved by the Licencing Authority; and

(c) supplies proof of registration for the National Standards Certification Program for Taxicab/Limousine Drivers, administered by the Nova Scotia Tourism Human Resource Council.

(3) Notwithstanding any other provision of this by-law, no person shall be issued a permanent driver's licence unless that person:

(a) continues to meet the requirements for drivers, and has successfully completed the process prescribed by the National Standards Certification for Taxicab/Limousine Drivers, administered by the Nova Scotia Tourism Human Resource Council, while being the holder of a valid temporary driver's licence; or

(b) has held a permanent driver's licence within the past 2 years and continues to meet all the requirements for a driver, as outlined in this by-law.

28. Section 37 (1) is repealed and the following section substituted:

37(1) A person who has successfully completed the language proficiency requirements shall not be required to repeat that process when applying for another driver licence pursuant to this by-law.

29. Section 37 (2) is repealed and the following section substituted:

37(2) A person who has successfully completed the National Standards Certification for Taxicab/Limousine Drivers shall not be required to repeat that process when applying for another driver licence pursuant to this by-law.

30. Section 39 is repealed and the following section substituted:

39. Driver applications are valid for 12 months from date of application and if an applicant twice fails to successfully complete the HRM driver licence examinations within that 12 month period, the applicant must wait 6 months from the date of the last attempt, before submitting a new application.

31. Section 40 is repealed and the following section substituted:

40. A licence may not be granted and or may be suspended or revoked when:

(a) the applicant or licence holder is subject to a Court order, arising from a charge or conviction under federal or provincial law, that inhibits the individual's ability to operate a taxi or limousine;

(b) the applicant or licence holder has been convicted of an offense against

vulnerable persons or has a conviction within the past five years relating to a sexual offence, illegal sale or possession of drugs, a violent offence, or a breach of trust;

(c) the applicant or licence holder fails to immediately notify the Licencing Authority that they have become subject to a court order or charges;

(d) the applicant or licence holder has a driving record which in the opinion of the Licencing Authority, makes him or her unfit to operate a taxi, accessible taxi, or limousine, as the case may be;

(e) the applicant or licence holder has a criminal record in another country or jurisdiction which is similar in nature to the provisions described in clause (a) or (b).

32. Section 42 (c) is repealed and the following section substituted:

42(c) every driver, unless engaged by a passenger, shall upon being applied to in person or by electronic means, place themselves and their vehicle at the disposal of the person so applying and shall proceed to any place in the municipality as directed, provided that a driver may refuse to drive a person whose destination would be in violation of the zone regulation for which the vehicle is licenced, the passengers conduct causes a driver to fear for their safety or the passenger refuses to provide proof of payment in advance as provided for in Administrative Order #39.

33. Section 43 is repealed and the following section substituted:

43. If an applicant makes a false statement in a Statutory Declaration, in addition to any penalty prescribed, the Licencing Authority may refuse to issue the licence to the applicant or revoke the licence or licences currently issued to the applicant, and may direct that the applicant shall not be eligible to make application for or to be granted a licence pursuant to this by-law for a period of up to five (5) years.

Section 47 is amended by adding the following wording: “Expired licences are not operational”.

34. Section 50 is amended by replacing the word “Inspector” with “Licencing Authority”.

35. Subsection 51(1) is amended by replacing the word “Inspector” with “Licencing Authority”.

36. Section 52 is repealed and the following section substituted:

52. No vehicle shall be operated as a taxi or accessible taxi unless it is equipped with a taxi roof light sign affixed on the top of such taxi which complies with conditions that may be prescribed by Administrative Order #39.

37. Sections 60, 61, 63, 66 and 67 are amended by replacing the word “Inspector” with “Licencing Authority”.

38. Section 61 is further amended by deleting the words “in her or his opinion”.

39. Sections 72. (1) is repealed and the following section substituted

72.(1) The Licencing Authority shall immediately notify a licence holder who’s licence or licences have been suspended or revoked. Such notice may be served on licence holder by registered mail addressed to the licence holder’s last know address on file with the Licencing Authority, and if sent by registered mail shall be deemed served on the earlier date of actual receipt by the licence holder or 5 business days from the date of mailing. A licence holder may within 15 days from the date of the service of the notice, appeal the suspension or revocation to the Committee.

40. Section 72.(4)(5)(6)(7) and (8) are repealed.

41. Sections 73 is amended by replacing the word “Inspector” with “Licencing Authority”.

42. Section 74 & 76 are repealed.

43. Section 77 3 (a) (b) & (c) are repealed.

44. Section 77 (4) is repealed and the following section substituted:

77.(4) Effective the date of this amendment, where the Licencing Authority receives an application for a taxi owner licence which cannot be issued because of the provisions of this section, they shall add the applicant’s name to the end of the current waiting list, in order of the date and time of receipt of the application and shall process the names in order of seniority as they appear on the list, as the number of licences in force falls below six hundred and ten 610. The applicant for an owner licence must be a licensed taxi driver in good standing in the Halifax zone and not already hold a taxi owner licence in the Municipality in their own name or in the name of a business of which the driver is a shareholder.

45. Section 77 (5) is repealed and the following section submitted:

77.(5) Whenever new taxi owner licenses can be issued as a result of the total number of licenses in the Halifax zone falling below the number prescribed by subsection (1), drivers who names are on the waiting list shall be offered the first opportunity to obtain a license in order of their seniority and

(a) the Licencing Authority shall notify such person forthwith by registered mail addressed to the mailing address of the driver maintained by the Licencing Authority and the person shall complete all of the requirement for licensing a vehicle pursuant to this by-law within 30 days of delivery of the notification, and

(b) if the vehicle is licensed pursuant to sub-clause (a), the name of the driver shall be removed from the waiting list; but

(c) If the driver fails to license a vehicle pursuant to sub-clause (a), the name of the person shall be removed from the waiting list and the license shall be offered to the person being entitled to license a vehicle in order of seniority and the procedure set out herein shall apply *mutatis mutandis* to such person; and

(d) If the person does not license a vehicle pursuant to subsection (a), upon application, the name of the person may be added to the end of the waiting list

46. Section 77 (6) is repealed and the following section substituted:

77(6) When a taxi owner's license is issued to a taxi driver pursuant to this Section who has not completed the National Standards Certification for Taxicab/Limousine Drivers, the taxi driver shall register for and successfully complete the National Standards Certification program within one year of obtaining the taxi owner's license and if the taxi driver fails to obtain such certification within that time, the Licensing Authority shall immediately revoke the taxi owner's license issued pursuant to this Section. Upon application, the name of the driver shall be added to the end of the waiting list in accordance with subsection 4.

47. Section 77 (8) is repealed and the following section substituted:

77.(8) When a taxi driver's licence is cancelled, revoked, surrendered or otherwise lapses, on the conclusion of any applicable appeal process, if the name of the driver is on the waiting list, the name of the taxi driver shall be removed, and if the person subsequently becomes licensed as a taxi driver in the Halifax zone, upon application, the name of the driver shall be added to the end of the waiting list in accordance with subsection (4)

48. Section 78 (4) is amended by adding the following subsection (c):

78 (4)(c) When a taxi owner's license is issued to a taxi driver pursuant to this Section who has not completed the National Standards Certification for Taxicab/Limousine Drivers, the taxi driver shall register for and successfully complete the National Standards Certification program within one year of obtaining the taxi owner's license and if the taxi driver fails to obtain such certification within that time, the Licensing Authority shall immediately revoke the taxi owner's license issued pursuant to this Section. Upon application, the name of the driver shall be added to the end of the waiting list in accordance with Section 4.

49. Section 78A (6) is repealed and the following section substituted:

78A (6) When a taxi owner's license is issued to a taxi driver pursuant to this Section who has not completed the National Standards Certification for Taxicab/Limousine Drivers, the taxi driver shall register for and successfully complete the National Standards Certification program within one year of obtaining the taxi owner's license and if the taxi driver fails to obtain such certification within that time, the Licensing Authority shall immediately revoke

the taxi owner's license issued pursuant to this Section. Upon application, the name of the driver shall be added to the end of the waiting list in accordance with subsection 4.

50. Sections 80 is repealed.

51. Subsection 81(1) is repealed and the following subsection substituted:

81 (1) The owner of a licensed taxi may apply to the Licencing Authority and if upon inspection the taxi is found to be in compliance with the requirements of this by-law, the Licencing Authority shall approve the issuance to the owner of the taxi the Hotel Standard decals. **The cost of each semi annual inspection shall be as provided for in Administrative Order # 15.**

Subsection 81(4) is amended by replacing the word "Inspector" with "Licencing Authority".

52. Section 82 is amended by replacing the word "Inspector" with "Licencing Authority".

53. Delete Forms 1 through VII.

Done and passed on this            day of            , 2010.

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Mayor

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Municipal Clerk

I, Cathy Mellett, Municipal Clerk for the Halifax Regional Municipality, hereby certify that the above-noted by-law was passed at a meeting of the Halifax Regional Council held on            , 2010.

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Cathy Mellet, Municipal Clerk

## Appendix: B

### ADMINISTRATIVE ORDER NUMBER THIRTY-NINE RESPECTING TAXI FARES, TAXI ROOF LIGHT REQUIREMENTS

**BE IT ENACTED** by the Council of Halifax Regional Municipality, under the authority of Section 305 of the Motor Vehicle Act, Chapter 293, R.S.N.S. 1989, that Administrative Order Thirty-Nine, Respecting Taxi Fares, Taxi Roof Light Requirements be amended as follows:

1. The title of the Administrative Order will be amended to “ADMINISTRATIVE ORDER NUMBER THIRTY-NINE RESPECTING TAXI AND LIMOUSINE REGULATION”.

2. Section 1 is repealed and the following is substituted:

1. This Administrative Order may be cited as Administrative Order Number Thirty-Nine, the Taxi and Limousine Regulation Administrative Order.

3. Section 4 heading is repealed and the following substituted:

Taxi Roof Light, Vehicle Marking Requirements & Design.

Section 4 is amended by the addition of the following subsection:

(f) high sided vehicles such as Vans, Crossover’s and SUV’s may display markings on both sides of the vehicle showing the business name under which the taxi is being operated and the taxi licence number, which complies with conditions as set out in schedule 4 attached hereto.

4. Section 5 is added as follows:

#### **Vehicle Requirements**

5. All taxis, limousines and accessible taxis shall comply with the standards provided in Schedule 5 attached hereto.

5. Schedule 1 is amended as follows:

A/ Seven Dollars additional charge for a station wagon or mini van (when specifically requested) clause is repealed;

B/ Special Rates clause (1) and Special Rate clause (2) is repealed and the following substituted;

*- Special Rates- by contract are permissible when such rates are provided for by contract between the taxi owner or taxi driver and the customer. When customer contact to obtain taxi service is initiated either by telephone, electronic transmission, the customer is entitled to the fare by meter rate, unless a special rate is agreed upon prior to the taxi departing for the*

*customer pickup. When customer contact is initiated in person, the customer is entitled to the fare by meter rate unless a special rate is agreed upon prior to commencement of trip.*

C/ Seniors Shared-Ride Rate Schedule is repealed.


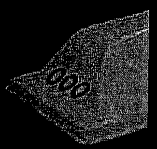
6. Schedule 4 is deleted and Schedule 4 as annexed hereto is substituted.
7. Schedule 5 as annexed hereto is added.


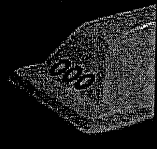


Schedule 4

Taxi Roof Light, Vehicle Markings Requirements & Design

Schedule 1 - Taxi Roof Light Specifications

DARTMOUTH ZONE		
<p><u>Front/Rear View</u></p>  <p><u>Side View</u></p> 	<p><b>Roof Light</b></p>	<p>Size - 568mm long                      Colour - Yellow                      Placement - Secured to centre of roof of cab with suction cups or magnets</p>
	<p><b>Cab Number</b></p>	<p>Text - Cab Number                      Font - Arial                      Letter Size - front/rear - 51mm                      - sides - 42mm                      Letter Color - Blue                      Placement - Front, Rear, Both Sides of Roof Light</p>
	<p><b>Taxi Company Name Plate</b></p>	<p>Plate Size - 456mm x 64mm                      Plate Color - Yellow                      Text - Company Name                      Font - Arial                      Letter Size - 47 mm high                      Letter Color - Red                      Placement - Front, Rear of Roof Light</p>
	<p><b>Illumination</b></p>	<p>Number 1156 clear bulb or fluorescent bulb emitting an equivalent light</p>

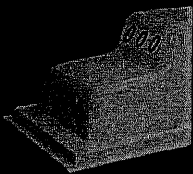
COUNTY ZONE		
<p><u>Front/Rear View</u></p>  <p><u>Side View</u></p> 	<p><b>Roof Light</b></p>	<p>Size - 568mm long                      Colour - White                      Placement - Secured to centre of roof of cab with suction cups or magnets</p>
	<p><b>Cab Number</b></p>	<p>Text - Cab Number                      Font - Arial                      Letter Size - front/rear - 51mm                      - sides - 42mm                      Letter Color - Blue                      Placement - Front, Rear, Both Sides of Roof Light</p>
	<p><b>Taxi Company Name Plate</b></p>	<p>Plate Size - 456mm x 64mm                      Plate Color - White                      Text - Company Name                      Font - Arial                      Letter Size - 47 mm high                      Letter Color - Green                      Placement - Front, Rear of Roof Light</p>
	<p><b>Illumination</b></p>	<p>Number 1156 clear bulb or fluorescent bulb emitting an equivalent light</p>

**HALIFAX ZONE**

Front/Rear View



Side View



<b>Roof Light</b>	Size - 425mm long Colour - White Placement - Secured to centre of roof of cab with suction cups or magnets
<b>Cab Number</b>	Text - Cab Number Font - Arial Letter Size - front/rear - 51mm - sides - 42mm Letter Color - Blue Placement - Front, Rear, Both Sides of Roof Light - top
<b>Taxi Company Name Plate</b>	Plate Size - 456mm x 64mm Plate Color - White Text - Company Name Font - Arial Letter Size - 47 mm high Letter Color - Red Placement - Front, Rear of Roof Light
<b>Zone</b>	Text - HFX Font - Arial Letter Size - 50mm Letter Color - Blue Placement - Both Sides of Roof Light - Bottom
<b>Illumination</b>	Number 1156 clear bulb or fluorescent bulb emitting an equivalent light

## High Sided Vehicle Markings

High sided vehicles such as Vans, Crossover's and SUV's may display markings on both sides of the vehicle showing the business name and taxi licence number which the taxi is being operated, suggested minimum lettering & numbering requirements;

Company Text Font = Arial  
Company Name Letter Size = 50mm high

Licence Number Font = Arial  
Licence Number Size = 50mm high

## Administration Order # 39 - Schedule 5 Vehicle Requirements

1. Each taxi, accessible taxi or limousine shall meet and be maintained to the following requirements:

- (a) be equipped with an engine of at least four cylinders;
- (b) pass inspection by an authorized official of the Licencing Authority;
- (c) bear a valid, non rejected, Province of Nova Scotia motor vehicle safety sticker and matching certificate, which is not more then 12 months old;
- (d) insured in the amounts and with the coverage required pursuant By-law T-108;
- (e) has a height from the top of the floor to the underneath side of the roof of at least 45 inches;
- (f) has a width from the inside of one door post to the inside of the door post on the opposite side of at least 54 inches;
- (g) has a length from the dashboard, excluding extremities, to the front of the back seat of at least 63 inches;
- (h) has first class repairs with no visible body fillers, rust, primer paint, accidental damage or similar defects and the interior passenger and trunk areas are maintained in a clean and orderly condition;
- (i) have a wheelbase measurement of at least 105 inches;
- (j) shall have a maximum seating capacity of eight (8) passengers excluding the driver

2. A taxi shall have four passenger doors (excluding any rear hatches) and includes vehicles such as Sedan's, Station Wagon's, SUV's, Cross Over's and Mini Van's, and notwithstanding section 1, smaller fuel efficient vehicles, fitting the performance standard of 7.8 litres per 100 km or less, as well as subsections (b) (c) (d) (h) and (j) of section 1, may be permitted as taxis, subject to the following minimum measurements;

- (i) a width from the inside of one door post to the inside of the door post on the opposite side of at least 51 inches.
- (ii) a wheelbase measurement from the centre of the front wheel to the centre of the rear wheel of at least 101 inches.

3. An accessible taxi shall provide ease of entry to or egress from the vehicle in a safe and dignified manner by means of an on-board lift or ramp, and conform with all sections of Canadian Standard Association D409: Motor Vehicles for the Transportation of Persons with Physical Disabilities;

4. A limousine shall be a full sized luxury class four door sedan or full sized luxury class Sport Utility Vehicle (SUV) motor vehicle having a standard seating capacity for at least four passengers excluding the driver, which has carpeted floors and either a leather or other superior quality upholstered interior, and is furnished with a minimum of four of the following features:

- (i) glass partition separating the front and rear seats;
- (ii) top quality interior appointments, being either leather or other plush upholstery;
- (iii) power windows;
- (iv) one-way tinted glass;
- (v) television;
- (vi) stereo system;

- (vii) cellular telephone;
- (viii) air conditioning;

and restricted to the following makes:

- (i) Cadillac;
- (ii) Lincoln;
- (iii) Rolls Royce;
- (iv) Jaguar;
- (v) Mercedes-Benz;
- (vi) Bentley
- (vii) Royal Princess;
- (viii) any other vehicle which the Licencing Authority determines to be of comparable limousine quality to those vehicles listed above.

Done and passed in Council the \_\_\_\_\_ day of \_\_\_\_\_ 2010.

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Mayor

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Municipal Clerk

I, \_\_\_\_\_, Municipal Clerk of the Halifax Regional Municipality, hereby certify that the above noted Motion was passed at a meeting of the Halifax Regional Council held on

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Cathy Mellet, Municipal Clerk

**Appendix: C**

**ADMINISTRATIVE ORDER NUMBER FIFTEEN  
RESPECTING LICENCE, PERMIT AND PROCESSING FEES**

**BE IT ENACTED** by the Council of Halifax Regional Municipality, under the authority of Section 49(2) of the Municipal Government Act, that Administrative Order #15, Respecting Licence, Permit and Processing Fees be amended as follows:

1. Schedule "A", Section 5 is repealed and the following is substituted:

(5) The fees pursuant to By-law T-108, the Taxi and limousine By-law are as follows:

- (a) The annual fee for an owner's licence is \$50.00, or for a partial term shall be the licence fee prorated on a monthly basis.
- (b) The owner's annual renewal fee is \$50.00, or for a partial term shall be the licence fee prorated on a monthly basis.
- (c) The annual driver's licence fee is \$50.00, or for a partial term shall be the licence fee prorated on a monthly basis.
- (d) The driver's renewal fee is \$50.00, or for a partial term shall be the licence fee prorated on a monthly basis.
- (e) The fee to change or replace a destroyed, lost or stolen licence is \$10.00.
- (f) The fee for a taxi, limousine, or accessible taxi bumper sticker is \$1.00
- (g) The fee for each semi annual Hotel Standard vehicle inspection is \$17.50**

Done and passed in Council the \_\_\_\_\_ day of \_\_\_\_\_ 2010.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Municipal Clerk

I, Cathy Mellett, Municipal Clerk of the Halifax Regional Municipality, hereby certify that the above noted Motion was passed at a meeting of the Halifax Regional Council held on \_\_\_\_\_, 2010.

\_\_\_\_\_  
Cathy Mellet, Municipal Clerk

**Appendix: D**

**ADMINISTRATIVE ORDER NUMBER TWENTY ONE  
RESPECTING THE APPOINTMENT OF THE TAXI AND LIMOUSINE INSPECTOR**

**BE IT ENACTED** by the Council of Halifax Regional Municipality, that Administrative Order Twenty-One be amended as follows:

1. Administrative Order Twenty One, respecting the appointment of the taxi and limousine Inspector, be repealed .

Done and passed in Council the \_\_\_\_\_ day of \_\_\_\_\_ 2010.

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Mayor

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Municipal Clerk

I, \_\_\_\_\_, Municipal Clerk of the Halifax Regional Municipality, hereby certify that the above noted Motion was passed at a meeting of the Halifax Regional Council held on

**Additional By-Law Amendments  
Rationale Current**

**By-Law Section**

**Suggested Amendment**

**Appendix E**

<u>1. Definitions</u>	<u>1. Definitions</u>	<u>1. Definitions</u>
<p><b>A/</b> As recommended by Taxi and Limousine Advisory Committee. These areas are accessible only through the Halifax Zone.</p> <p><b>B/</b> Recommended by Legal to identify the department responsible in overseeing the legislation, not an individual, in accordance with other By-laws.</p> <p><b>C/</b> Addresses leasing issue by clarifying who is deemed the vehicle owner and the requirement for a permanent NS vehicle registration permit. (Current lease arrangements can continue until the relationship between the two parties is terminated).</p>	<p><b>A/ "Halifax Zone"</b> means the geographical area of the former city of Halifax</p> <p><b>B/ "Inspector"</b> means the Inspector of Licences appointed by Council by Administrative Order from time to time and unless the context indicates the contrary, includes any deputy or assistant or assistants to the Inspector duly authorized by the Council to perform the duties of the Inspector herein set out;</p> <p><b>C/ "owner"</b> means a person who holds the legal title of a vehicle or in the event a vehicle is the subject of an agreement for the conditional sale or lease thereof with the right of purchase upon performance of the condition stated in the agreement and with an immediate right of possession vested in the conditional vendee or lessee, or in the event a mortgagor of a vehicle is entitled to possession, then the conditional vendee or lessee or mortgagor shall be deemed the owner for the purpose of this By-law.</p>	<p><b>A/ "Halifax Zone"</b>, means the geographical area of the former city of Halifax and the area also known as Harrietsfield, Sambro, Ketch Harbour and Portuguese Cove.</p> <p><b>B/ "Licencing Authority"</b> means the municipal official appointed by the Chief Administrative Officer of the Municipality to be responsible for the administration, licencing and enforcement of By-law T-108 and related regulations and any official appointed pursuant to this By-law for that purpose.</p> <p>(Note: the following sections will also be amended accordingly to reflect the definition change; 4, 8, 9, 10, 11, 17, 21(2), 22(4), 33, 34, 50, 51, 60, 61, 63, 66, 67, 72, 73, 81 and 82).</p> <p><b>C/ "owner"</b> means a person who holds the legal title of a vehicle and its licence plates as indicated on the permanent NS Vehicle Registration Permit.</p>



**Additional By-Law Amendments  
Rationale Current**

**By-Law Section**

**Suggested Amendment**

**Appendix E**

<p><b>D/</b> Added item to clarify what constitutes a passenger.</p> <p><b>E/</b> The amendment has consolidated the wording and added specifications to the Administrative Order.</p> <p><b>F/</b> The amendment has consolidated the wording and added specifications to the Administrative Order.</p>	<p><b>D/</b> Added item</p> <p><b>E/ "accessible taxi"</b> means a taxi with a seating capacity of eight passengers or less excluding the driver designed and manufactured, or converted, for the purpose of transporting passengers with physical disabilities, providing ease of entry to or egress from the vehicle in a safe and dignified manner by means of an on board lift or ramp and conforming with all sections of Canadian Standard Association D409, Motor Vehicles for the Transportation of Persons with Physical Disabilities</p> <p><b>F/ "limousine"</b> means a full sized luxury class four door sedan or full sized luxury class Sport Utility Vehicle (SUV) motor vehicle having a standard seating capacity for at least four passengers excluding the driver, which is kept or used for hire for the conveyance of passengers, and which has carpeted floors and either a leather or other superior quality upholstered interior; that is not equipped with a taxi meter or roof light, and is furnished with a minimum of four of the following features:</p>	<p><b>D/ "passenger"</b> unless the context indicates otherwise includes parcels, boxes, packages or other articles that are transported by a taxi or limousine for a fare;</p> <p><b>E/ "accessible taxi"</b> means a taxi designed and manufactured, or converted, for the purpose of transporting passengers with physical disabilities, which is in compliance with the standards for an accessible taxi prescribed in Administrative Order 39.</p> <p><b>F/ "limousine"</b> means a motor vehicle not equipped with a taxi meter or roof light used or intended to be used to carry passengers for hire, which is in compliance with the standards for a limousine prescribed in Administrative Order 39.</p>
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**Additional By-Law Amendments**  
**Rationale Current**

**By-Law Section**

**Suggested Amendment**

**Appendix E**

<p><b>G/</b> The amendment has consolidated the wording and added specifications to the Administrative Order.</p>	<p><b>G/ "taxi"</b> means a vehicle used or intended to be used to carry passengers for hire other than a limousine, and which is required by this By-law to be equipped with a taxi rooflight and taxi meter, and unless the context indicates otherwise, includes an accessible taxi."</p>	<p><b>G/ "taxi"</b> means a motor vehicle equipped with a taxi roof light and taxi meter used or intended to be used to carry passengers for hire which is in compliance with the standards for a taxi prescribed in Administrative Order 39 and unless the context indicates otherwise, taxi includes an accessible taxi.</p>
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**Additional By-Law Amendments  
Rationale Current**

**By-Law Section**

**Suggested Amendment**

**Appendix E**

<u><b>2. Administration</b></u>	<u><b>2. Administration</b></u>	<u><b>2. Administration</b></u>
<p><b>A/ section 4.</b> Amendments are reflective of the change to the Licencing Authority definition and also clarifies its duties and authority.</p>	<p><b>A/ section 4.</b> The Chief Administrative Officer shall have the general control, supervision and direction over the Inspector, any deputy or assistant(s) to such Inspector, and any officer or official carrying out any of the various duties set out in this By-law.</p>	<p><b>A/ section 4. 1.</b> The Licencing Authority is responsible for the regulations of taxis and limousines and the administration and enforcement of the provisions of this By-law and related regulations, and includes any officer or official carrying out the duties pursuant to this By-law.</p> <p><b>2.</b> The Licencing Authority shall:</p> <ul style="list-style-type: none"><li><b>(i)</b> make all necessary inquiries concerning applications for licences;</li><li><b>(ii)</b> examine or cause to be examined all applicants for driver licences as to the By-law requirements,</li><li><b>(iii)</b> examine or cause to be examined every vehicle to be licenced as to the By-law requirements;</li><li><b>(iv)</b> keep a register of all licences granted containing the name and complete mailing address of each applicant and the date of issue;</li><li><b>(v)</b> issue licences in accordance with this By-law; provided that all requirements have been met;</li><li><b>(vi)</b> provide applicants with a copy of the By-law and Administrative Order No 39, upon request;</li><li><b>(vii)</b> determine by inspection and enquiry from time to time whether licensees and licensed vehicles continue to comply with the provisions of this By-law and all applicable laws;</li></ul> <p><b>3.</b> The Licencing Authority may suspend or revoke the licence of any person who offends any provision of this By-law and may cause to be prosecuted persons who offend against any law, by-law or administrative order in respect of the ownership or operation of a taxi or limousine.</p>

**Additional By-Law Amendments**  
**Rationale Current**

**By-Law Section**

**Suggested Amendment**

**Appendix E**

		<p>4. The Licencing Authority may in abridge or extend the time limits provided for in this by-law where application of the time limits would cause undue hardship to a licence holder or licence applicant.</p>
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**Additional By-Law Amendments  
Rationale Current**

**By-Law Section**

**Suggested Amendment**

**Appendix E**

<p><b><u>2. Administration</u></b>  <b>B/ section 5(a)</b> The amendments to section 4 has consolidated the wording from sections 5 &amp; 6, thereby allowing them to be repealed.   <b>C/ section 5(b)</b> consolidated wording   <b>D/ section 6</b> consolidated wording</p>	<p><b><u>2. Administration</u></b>  <b>B/ section 5.(a)</b> The Council shall appoint an Inspector of Licences and may appoint one or more Deputy or Assistant Inspectors of Licences, who shall carry out the duties prescribed for that office by this By-law.   <b>C/ section 5. (b)</b> The Inspector of Licences and any deputy or assistant Inspectors of Licences may be appointed Special Constables pursuant to the provisions of the Police Act.   <b>D/ section 6.</b> The powers and duties of the Inspector shall be to:            (i) report to the Chief Administrative Officer respecting the performance of his/her duties under this By-law whenever she/he is required by the Chief Administrative Officer to do so;            (ii) make all necessary inquiries concerning applications for licences; (iii) examine or cause to be examined all applicants for drivers' licences as to their ability to operate a vehicle for transporting passengers for hire and as to their compliance with all requirements of this Bylaw; (iv) examine or cause to be examined every vehicle to be used as a taxi, accessible taxi or limousine; (v) keep a register of all licences granted under the authority of this By-law containing the name and complete mailing address of each applicant and the date upon which the licence was issued; (vi) issue any licence required by this By-law; provided the terms of this By-law have been met:            s By-law upon payment of the cost of same,</p>	<p><b><u>2. Administration</u></b>  <b>B/ section 5(a)</b> Repealed, and all remaining reference to Inspector within the By-law shall be replaced with Licencing Authority.   <b>C/ section 5(b)</b> Repealed   <b>D/ section 6</b> Repealed</p>

**Additional By-Law Amendments  
Rationale Current**

**Appendix E**

**By-Law Section**

**Suggested Amendment**

	<p>(vii) furnish every applicant for a licence with a copy of this By-law upon payment of the cost of same, and a copy of the rates specified in Administrative Order #39; (viii) determine by inspection and enquiry from time to time whether licensees and licensed vehicles continue to comply with the provisions of all applicable laws; (ix) cause to be prosecuted in appropriate cases, persons who offend against any of the provisions of the law and of this By-law; and (x) supervise and direct any assistant or deputy Licence Inspectors who may be appointed and assign to them duties pursuant to this bylaw.</p>	
<p><b><u>3. Owner</u></b></p> <p>A/ amended, as the “Forms” they reference have been removed from the bylaw.</p> <p><b>B/ section 11. (1)(i)</b> Amendment clarifies the requirements for a Criminal Record/Vulnerable Sector Check along with the Statutory Declaration.</p> <p><b>C/ section 11(1)(iv)</b> Reflects the new Taxi, Accessible Taxi and Limousine definitions and the vehicle specifications being moved to Administrative Order No.39.</p> <p><b>D/ section 11(2)</b> Amendment clarifies new owner definition and current ownership agreement relationships.</p>	<p><b><u>3. Owner</u></b></p> <p><b>A/ sections 8(i) 9(i) &amp; 10(i), 28, 29 and 30,</b> referred to the a specific “Form” number attached to the By-law.</p> <p><b>B/ section 11. (1)(i)</b> an application and statutory declaration in Form IV hereto is completed by the applicant for the licence;</p> <p><b>C/ section 11(iv)</b> list of vehicle specifications.</p> <p><b>D/ Section 11(2)</b> Notwithstanding Subsection (1), a taxi and accessible taxi owner whose vehicle is licensed as of February 20, 2001 and continuously licensed thereafter shall not be</p>	<p><b><u>3. Owner</u></b></p> <p><b>A/ sections 8(i), 9(i), 10(i), 28, 29 and 30,</b> has the reference to the “Form” numbers removed.</p> <p><b>B/ section 11. (1)(i)</b> new applicants must submit an application, criminal Record/ Vulnerable Sector check and a statutory declaration, as in effect from time to time, approved by the Licencing Authority.</p> <p><b>C/ section 11(iv)</b> Repealed, moved to Admin Order 39</p> <p><b>D/ Section 11(2)</b> Notwithstanding the definition of “owner” contained in section 3, owner licence held at the date of amendment of the definition of “owner” which are subject to an ownership agreement on a vehicle in which the licence holder is not the title or plate holder are validly held as long as a continuous</p>

**Additional By-Law Amendments**  
**Rationale Current**

**By-Law Section**

**Suggested Amendment**

**Appendix E**

<p><b>E/ section 12.</b> amended to remove the reference to subsection numbers.</p> <p><b>F/ section 13</b> (a)(b) and (c), consolidated wording in section 11(iv) is allowing this item to be repealed.</p>	<p>required to upgrade the vehicle to comply with the requirements of sub-clauses (e) through (g) of clause (iv) thereof provided that the vehicle meets all the other requirements of this By-law.</p> <p><b>E/ section 12.</b> In addition to the insurance requirements set out in subsection (v) of section 11 the owner of an accessible taxi shall provide a policy of insurance which shall expressly include coverage against all loss, damage and claims arising out of or in connection with the loading or unloading or transporting of handicapped persons.</p> <p><b>F/ section 13.</b> Notwithstanding the provisions of section 11, a licence may be issued for a vehicle commonly known as a "mini van", provided that:</p> <p>(a) the vehicle is designed for the transportation of not more than seven passengers excluding the driver;</p> <p>(b) the vehicle has four side doors [excluding the back hatch door];</p> <p>(c) the vehicle meets all of the requirements for a taxi set out above except that it is not a four door sedan or four door station wagon.</p>	<p>ownership agreement relationship between the two parties remains in place.</p> <p><b>E/ section 12.</b> In addition to the insurance requirements the owner of an accessible taxi shall provide a policy of insurance which shall expressly include coverage against all loss, damage and claims arising out of or in connection with the loading or unloading or transporting of handicapped persons.</p> <p><b>F. section 13 (a)(b) &amp; (c)</b> Repealed.</p>
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**By-Law Section**

**Suggested Amendment**

<b><u>3. Owner (continued)</u></b>	<b><u>3. Owner (continued)</u></b>	<b><u>3. Owner (continued)</u></b>
<p><b>G/ section 18.</b> consolidated wording.</p> <p><b>H/ Section 21.(1)</b> Amendment clarifies the 30 day non operational period for licence renewal and applies the requirements for a Criminal Record/Vulnerable Sector to owner licence holders who are not licenced drivers.</p> <p><b>I/ section 22. (1 ) &amp; (2)</b> Amendment removes reference to subsection numbers.</p>	<p><b>G/ section 18.</b> An owner of a taxi, accessible taxi or limousine shall, on a form approved by the Inspector, notify the Inspector forthwith of any change in the Provincial Registration of her/his vehicle.</p> <p><b>H/ Section 21.(1)</b> A taxi owner's licence may be renewed upon appearance by the applicant for renewal at the office of the Inspector in person, and by payment of the annual licence fee prescribed by Council by Administrative Order, provided that the licence holder and the vehicle to which the licence relates continue to meet all of the requirements of this By-law.</p> <p><b>I/ section 22. (1)</b> A taxi or limousine owner shall maintain the insurance policy referred to in clause (v) of sub-section (1) of Section 11 in force, and shall provide to the Inspector upon demand from time to time evidence that the policy remains in force.</p> <p><b>section 22. (2)</b> The owner shall require the agent or the insurance company issuing the insurance policy to immediately notify the</p>	<p><b>G/ section 18.</b> An owner of a taxi, accessible taxi or limousine shall notify the Licencing Authority forthwith of any change to the NS Vehicle Registration Permit of his or her vehicle.</p> <p><b>H/ section 21. (1)</b> An owner's licence may be renewed upon the appearance of the licence holder at the office of the Licencing Authority, and by payment of the annual licence fee prescribed by Administrative Order, provided that the licence holder and the vehicle to which the licence relates continue to meet all of the requirements of this By-law. Expired licences are not operational but may be renewed for up to 30 days following the expiration date, and if not renewed within 30 days following the expiration date the licence is terminated. Owner licence holders who do not hold a driver licence issued pursuant to this by-law must submit an annual Criminal Record/Vulnerable Sector Search report.</p> <p><b>I/ section 22. (1)</b> A taxi or limousine owner shall maintain the required insurance policy and shall provide to the Licencing Authority upon demand from time to time evidence that the policy remains in force.</p> <p><b>section 22. (2)</b> The owner shall require the agent or the insurance company issuing the insurance policy to immediately notify the Licencing Authority of any changes in coverage or the cancellation of any</p>



**Additional By-Law Amendments  
Rationale Current**

**By-Law Section**

**Suggested Amendment**

**Appendix E**

<p><b>J/ section 22. (3)</b> Amendment allows for the suspension of an owner licence, while an investigation is conducted, rather than immediately canceling the licence. Amendment also removes reference to section and clause numbers.</p>	<p>Inspector of any changes in coverage or the cancellation of any insurance policy referred to in Clause (v) of subsection (1) of Section 11 and the agent or the insurance company shall immediately notify the Inspector of any such change or cancellation.</p> <p><b>J/ section 22 (3)</b> Compliance with subsection (1) shall be a condition of the owner’s licence remaining in force, and the Inspector shall immediately cancel the taxi or limousine owner’s license for a vehicle if the Inspector becomes aware that insurance meeting the requirement of clause (v) of subsection (1) of Section 11 is no longer in force in respect of the vehicle.</p>	<p>insurance policy and the agent or the insurance company shall immediately notify the Licencing Authority of any such change or cancellation.</p> <p><b>J/ section 22. (3)</b> The holder of an owner licence, must maintain uninterrupted motor vehicle insurance as required, in order for the owner licence to remain in force. The Licencing Authority shall immediately suspend an owner licence upon notification that the insurance may have lapsed. If the Licencing Authority confirms the insurance is no longer in force, the owner licence shall be cancelled.</p>
<p><b><u>4. Applicant / Driver Requirements</u></b></p> <p><b>A/ section 35.</b> Amendment reflects definition of driver, instead of listing individual licence types.</p> <p><b>B/ section 35(b)</b> Amendment is to reduce the wording of this section.</p>	<p><b><u>4. Applicant / Driver Requirements</u></b></p> <p><b>A/ section 35.</b> No temporary or permanent taxi driver's licence, accessible taxi driver's licence, or limousine driver's licence shall be granted unless and until:</p> <p><b>B/ section 35(b)</b> The applicant submits two professional quality photographs of himself or herself, size two inches by two inches, which are clear and well-defined showing a full front view of head and shoulders without head covering, taken against a plain white background without shadows, one to be retained by the Inspector of Licences with the applicant's file and the other to be placed on</p>	<p><b><u>4. Applicant / Driver Requirements</u></b></p> <p><b>A/ section 35.</b> No temporary or permanent driver's licence, shall be granted unless the applicant or licence holder meets or continues to meet all requirements relative to drivers and until:</p> <p><b>B/ section 35(a)</b> The applicant or licence holder submits two professional taken passport style photographs, showing a full front view of head, dated within 30 days of the date of application, photographs subject to fading or sensitive to heat are not acceptable;</p>

**Additional By-Law Amendments  
Rationale Current**

**By-Law Section**

**Suggested Amendment**

**Appendix E**

<p><b>C/ section 35. (c)</b> Amendment clarifies the requirements for an applicant / driver.</p> <p><b>D/ section 35(d),</b> Amendment clarifies the requirements for an applicant / driver.</p> <p><b>E/ section 35(e)</b> Amendment clarifies the required HRM driver fee. HRM will no longer be processing fee's on behalf of East Coast School of Language or the Nova Scotia Tourism Human Resource Council.</p>	<p>the taxi licence, if it is granted. The photographs shall have been taken not less than one month before the date of the application and shall allow a clear and positive identification of the applicant at the time the application is made. Photographs subject to fading or sensitive to heat are not acceptable;</p> <p><b>C/ section 35 (c)</b> The applicant causes the a Registry of Motor Vehicles to provide to the Inspector an abstract of his or her driving record which is dated within 30 days of the date of application;</p> <p><b>D/ section 35(d)</b> applicant submits for examination a valid unexpired class 4 driver licence issued under the MVA</p> <p><b>E/ section 35(e)</b> the applicant pays to the municipality at the time of application;</p> <p><b>(i)</b> the annual fee for the appropriate driver's license as prescribed by Administrative Order 15;</p> <p><b>(ii)</b> the cost of the English language proficiency testing; and</p> <p><b>(iii)</b> the cost of any applicable driver's process required to be taken pursuant to this By-law.</p>	<p><b>C/ section 35(b)</b> The applicant or licence holder supplies a satisfactory Registry of Motor Vehicles (Client Use) abstract of his or her minimum class 4 driving record, dated within 30 days of the date of application;</p> <p><b>D/ section 35(c)</b> The applicant or licence holder submits in person, a valid unexpired minimum class 4 NS driver licence;</p> <p><b>E/ section 35(d)</b> The applicant or licence holder pays to the municipality all applicable fee's prescribed by Administrative Order;</p>
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**Additional By-Law Amendments  
Rationale Current**

**Appendix E**

**By-Law Section**

**Suggested Amendment**

<b><u>4. Applicant / Driver Requirements (continued)</u></b>	<b><u>4. Applicant / Driver Requirements (continued)</u></b>	<b><u>4. Applicant / Driver Requirements (continued)</u></b>
<p><b>F/ section 35. (f)</b> Amendment will permit a Statutory Declaration to be sworn if the required Criminal Record/Vulnerable Sector check is delayed beyond the persons control, allowing a licence to be issued. Also outlines the process if the report is delayed or is not submitted within a specified time period.</p> <p><b>G/ section 36.(2)</b> Amendment reflects definition of driver, instead of listing individual licence types.</p> <p><b>H/ section 36.(2)(a)</b> Amendment clarifies successful completion of English Language requirement</p>	<p><b>F/ section 35(f)</b> the applicant provides a satisfactory criminal records report from Halifax Regional Police Service, from the Royal Canadian Mounted Police, or from another appropriate police agency which is sufficient in the opinion of the Inspector to satisfy him or her that the applicant is not an unfit or improper person to hold a licence by virtue of past misconduct.</p> <p><b>G/ section 36(2)</b> Notwithstanding any other provision of this By-law, no person shall be issued a temporary driver’s licence unless that person meets all other requirements of this By-law applicable to taxi drivers, accessible taxi drivers or to limousine drivers, as the case may be, and;</p> <p><b>H/ section 36 (2)(a)</b> demonstrates sufficient English language fluency to permit the applicant to carry out his or her responsibilities as a driver competently, by passing an English language proficiency test established by Halifax Regional and Municipality; and</p>	<p><b>F/ section 35(e)</b> The applicant or licence holder provides a satisfactory Criminal Record / Vulnerable Sector Search report, dated within 30 days of the date of application approved by the licencing authority. If the CRC/VS report is delayed and the applicant or licence holder provides proof of application and payment for the CRC/VS report, a Statutory Declaration may be sworn. If the CRC/VS report is not submitted within 20 days from the signing date of the Statutory Declaration, the licence will be suspended until the report has been submitted.</p> <p><b>G/ section 36 (2)</b> Notwithstanding any other provision of this by-law, no person shall be issued a temporary driver’s licence unless that person meets all requirements of this by-law; and</p> <p><b>H/ section 36 (2)(a)</b> Supplies proof of successful completion of the prescribed English Language proficiency test, as in effect from time to time, approved by the Licencing Authority;</p>

**Additional By-Law Amendments**  
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**Appendix E**

<p><b>I/ section 36.(2)(b)</b> Amendment reflects generalized wording, removed individual components.</p>	<p><b>I/ section 36.(2)(b)</b> after successfully completing the English language proficiency test referred to in clause (a), the applicant successfully completes an examination on the Taxi By-law and on the location of streets and prominent buildings and locations in the entire municipality but with emphasis on the specific zone for which the applicant is applying.</p>	<p><b>I/ section 36 (2)(b)</b> Successfully completes the process and examinations, as in effect from time to time, approved by the Licencing Authority;</p>
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**Additional By-Law Amendments  
Rationale Current**

**Appendix E**

**By-Law Section**

**Suggested Amendment**

<b><u>4. Applicant / Driver Requirements (Continued)</u></b>	<b><u>4. Applicant / Driver Requirements (Continued)</u></b>	<b><u>4. Applicant / Driver Requirements (Continued)</u></b>
<p><b>J/ section 36.(2)(c)</b> Applicant must show proof of registration for the National Standards Certification Program, before a temporary licence can be issued.</p> <p><b>K/ section 36.(3)</b> Amendment reduces the wording of the section and removes reference to subsection numbers.</p> <p><b>Section 36. 3 (a) &amp; (b)</b> Amendment clarifies the requirements for a permanent licence and provides a two year period for a driver to get their licence re-instated as long as they continue to meet all the requirements for a driver.</p>	<p><b>J/ section 36(2)(c)</b> added item</p> <p><b>K/ section 36.(3)</b> Notwithstanding any other provision of this By-law, no person shall be issued a permanent taxi driver’s licence or a permanent limousine driver’s licence unless that person:</p> <p style="padding-left: 40px;"><b>(a)</b> has fulfilled the requirements of subsection (2) and all other requirements of this By-law for drivers, and successfully completes the process proscribed by the National Standards Certification for Taxicab/Limousine Drivers, as in effect from time to time, approved by Halifax Regional Municipality, while being the holder of a valid temporary driver’s licence; or</p> <p style="padding-left: 40px;"><b>(b)</b> held a permanent driver’s licence at the time this taxi By-law came into force.</p>	<p><b>J/ section 36 (2)(c)</b> Supplies proof of registration for the National Standards Certification Program for Taxicab/Limousine Drivers, administered by the Nova Scotia Tourism Human Resource Council.</p> <p><b>K/ section 36 (3)</b> Notwithstanding any other provision of this by-law, no person shall be issued a permanent driver’s licence unless that person:</p> <p style="padding-left: 40px;"><b>(a)</b> continues to meet the requirements for drivers, and has successfully completed the process prescribed by the National Standards Certification for Taxicab/Limousine Drivers, administered by the Nova Scotia Tourism Human Resource Council, while being the holder of a valid temporary driver’s licence; or</p> <p style="padding-left: 40px;"><b>(b)</b> has held a permanent driver’s licence within the past 2 years and continues to meet all the requirements for a driver, as outlined in this by-law.</p>

**Additional By-Law Amendments  
Rationale Current**

**Appendix E**

**By-Law Section**

**Suggested Amendment**

<b><u>5. Applicant Re-Testing</u></b>	<b><u>5. Applicant Re-Testing</u></b>	<b><u>5. Applicant Re-Testing</u></b>
<p><b>A/ section 37 (1) &amp;(2)</b> Amended wording, section numbers no longer applicable.</p> <p><b>B/ section 39</b> Amendment was recommended by the Appeals Committee, reduces an applicants wait time before re-apply to the program, following two failed attempts. Amendment clarifies the applicant must complete the two examination attempts within 12 months from date of application.</p>	<p><b>A/ section 37. (1)</b> A person who has successfully satisfied the language proficiency requirements of section 36 (2)(a) when applying for a driver licence in one zone shall not be required to repeat those requirements when applying for a driver's licence in another zone.</p> <p><b>section 37.(2)</b> A person who has successfully completed the process pursuant to section 36 (3)(a) shall not be required to repeat that process when applying for a driver's licence in another zone.</p> <p><b>B/ section 39</b> If an applicant twice fails to successfully complete an examination on the location of streets and prominent buildings and locations, the applicant shall not be permitted to attempt the examination again for a period of one year from the date on which the applicant last attempted the examination and if the applicant fails to successfully complete the examination on any subsequent occasion, the applicant shall not be permitted to attempt the examination again for a period of one year from the date on which the applicant last attempted the examination.</p>	<p><b>A/ section 37.(1)</b> A person who has successfully satisfied the language proficiency requirements shall not be required to repeat those requirements when applying for another driver's licence pursuant to this by-law.</p> <p><b>section 37.(2)</b> A person who has successfully completed the National Standards Certification for Taxicab/Limousine Drivers shall not be required to repeat that process when applying for a driver's licence pursuant to this by-law.</p> <p><b>B/ section 39</b> Driver applications are valid for 12 months from the date of application and if an applicant twice fails to successfully complete the HRM driver examinations within that 12 month period, the applicant must wait 6 months from the date of the last attempt, before submitting a new application.</p>

**Additional By-Law Amendments  
Rationale Current**

**Appendix E**

**By-Law Section**

**Suggested Amendment**

<u><b>6. Licence Holder Eligibility</b></u>	<u><b>6. Licence Holder Eligibility</b></u>	<u><b>6. Licence Holder Eligibility</b></u>
<p>A/ <b>section 40. (a)(b) &amp; (c)</b> Amendments clarifies the eligibility and Legal Services recommendation to remove reference to the criminal code section numbers and to cover individuals who are presently subject to a Court proceeding or order, arising from a charge or conviction under Federal or Provincial law.</p>	<p>A/ <b>section 40.</b> A taxi, accessible taxi, or limousine driver's licence shall not be granted when:</p> <p><b>section 40. (a)</b> an order has been made against the applicant prohibiting the possession of any firearm or any ammunition or explosive substance pursuant to section 100 of the Criminal Code of Canada, during the term of such order; or</p> <p><b>section 40. (b)</b> The applicant has been convicted of an indictable offence in the commission of which violence against a person was used, threatened or attempted and for which the offender may be sentenced to imprisonment for 10 years or more and the applicant has been released from imprisonment for the offence: (i) in the case of a first offence, within 5 years of making application for a driver's licence; and (ii) in any other case, within 10 years of making application for a driver's licence.</p> <p><b>section 40. (c)</b> The applicant has been convicted of an offence involving the illegal sale of liquor or drugs or the illegal possession of liquor or drugs for the purpose of sale or trafficking while holding a taxi, accessible taxi or limousine driver's licence or within a period of two years immediately preceding the date</p>	<p>A/ <b>section 40.</b> A licence may not be granted and or may be suspended or revoked when:</p> <p><b>section 40.(a)</b> The applicant or licence holder is presently subject to a Court order, arising from a charge or conviction under federal or provincial law, that inhibits the individuals ability to operate a taxi or limousine;</p> <p><b>section 40.(b)</b> The applicant or licence holder has been convicted of an offence against vulnerable persons or has a conviction within the past five years relating to a sexual offences, illegal sale or possession of drugs, a violent offence, or a breach of trust;</p> <p><b>section 40.(c)</b> The applicant or licence holder fails to immediately notify the Licencing Authority that they have become the subject to a court order or charges;</p> <p><b>section 40.(d)</b> The applicant or licence holder has a driving record which in the opinion of the Licencing Authority makes him or her unfit to operate a taxi, accessible taxi, or limousine, as the case may be;</p> <p><b>section 40.(e)</b> The applicant or licence holder has a criminal record in another country or jurisdiction which is similar in nature to the provisions described in subclause (a) or (b).</p>

**Additional By-Law Amendments**  
**Rationale Current**

**By-Law Section**

**Suggested Amendment**

**Appendix E**

<p><b>6. Licence Holder Eligibility (Continued)</b>  <b>B/ section 42. (c)</b> Amendment recommended by Legal Services, right of refusal relative to zone restriction</p> <p><b>C/ section 43. (2)</b> Amendment reduces wording of the section.</p> <p><b>D/ section 47. (1)</b> Amendment clarifies a licence is not operational following the expiration date.</p>	<p><b>6. Licence Holder Eligibility (Continued)</b>  <b>B/ section 42.(c)</b> Every driver, unless engaged by a passenger, shall upon being applied to in person or by telephone place himself or herself and his or her taxi or accessible taxi at the disposal of the person so applying and shall proceed to any place in the municipality as directed, provided that a driver may refuse to drive a person whose conduct may cause a driver to fear for his or her safety or the passengers refuses to provide proof of payment in advance as provided for in Administrative Order #39.</p> <p><b>C/ section 43(3)</b> If an applicant makes a false statement in a Statutory Declaration filed with the Inspector pursuant to subsection (2), the Inspector, in addition to any penalty prescribed by Section 74 of this Bylaw, shall refuse to issue a driver’s license to the applicant or shall revoke the driver’s license issued to the applicant immediately upon the Inspector becoming aware of the false statement and the applicant shall thereafter not be eligible to make application for or to be granted a driver’s or an owner’s license pursuant to this Bylaw for a period of five (5) years from the refusal or revocation of the license.</p> <p><b>D/ section 47.(1)</b> Licences issued pursuant to this by-law shall expire on the next anniversary date of the licence holders birthday.</p>	<p><b>6. Licence Holder Eligibility (Continued)</b>  <b>B/ section 42.(c)</b> Every driver, unless engaged by a passenger, shall upon being applied to in person or by electronic means, place themselves and their vehicle at the disposal of the person so applying and shall proceed to any place in the municipality as directed, provided that a driver may refuse to drive a person whose destination would be in violation of the zone regulation for which the vehicle is licenced, the passengers conduct causes a driver to fear for his or her safety or the passengers refuses to provide proof of payment in advance as provided for in Administrative Order #39.</p> <p><b>C/ section 43(3)</b> If an applicant makes a false statement in a Statutory Declaration, in addition to any penalty prescribed, the Licencing Authority may refuse to issue the license to the applicant or revoke the license or licences currently issued to the applicant, and may direct that the applicant shall not be eligible to make application for or to be granted a license pursuant to this bylaw for a period of up to five (5) years.</p> <p><b>D/ section 47.(1)</b> Licences issued pursuant to this by-law shall expire on the next anniversary date of the licence holders birthday. Expired licences are not operational.</p>



**Additional By-Law Amendments  
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<b>7. Taxi Signs</b>	<b>7. Taxi Signs</b>	<b>7. Taxi Signs</b>
<p><b>section 52.</b> As recommended by Taxi and Limousine Advisory Committee, high side vehicles be required to also display markings on both sides of the vehicle showing the business name and licence number under which the taxi is being operated.</p>	<p><b>section 52.</b> No vehicle shall be operated as a taxi or accessible taxi unless it is equipped with a taxi roof light sign affixed on the top of such taxi which complies with conditions that may be prescribed by Administrative Order #39.</p>	<p><b>section 52.</b> No vehicle shall be operated as a taxi or accessible taxi unless it is equipped with a taxi roof light sign affixed on the top of such taxi which complies with conditions that may be prescribed by Administrative Order #39.</p>
<p><b>8. Offenses and Penalties</b> A/ <b>section 72.(1)</b> Consolidates wording from section 72.(6),(7)&amp;(8),</p>	<p><b>8. Offenses and Penalties</b> A/ <b>section 72. (1)</b> The Inspector shall have the authority to, and may suspend or revoke the licence of any owner or driver of a taxi, accessible taxi or limousine who has been convicted of any violation of the Criminal Code of Canada, the Nova Scotia Liquor Control Act, the Nova Scotia Motor Vehicle Act or this By-law, which violation, in the opinion of the Inspector, renders the owner or driver of the taxi, accessible taxi or limousine an unfit or improper person to hold said licence; or when such owner or driver has, to the knowledge of the Inspector, committed any act or acts which, in the opinion of the Inspector, renders such taxi, accessible taxi or limousine owner or driver an unfit or improper person to hold such licence.</p>	<p><b>8. Offenses and Penalties</b> A/ <b>section 72.(1)</b> The Licencing Authority shall immediately notify a licence holder who's licence or licences have been suspended or revoked. Such notice may be served on licence holder by registered mail addressed to the licence holder's last know address on file with the Licencing Authority, and if sent by registered mail shall be deemed served on the earlier date of the actual receipt by the licence holder or 5 business days from the date of mailing. A licence holder may within 15 days from the date of service of the notice, appeal the suspension or revocation to the Committee</p>
<p>B/ <b>section 72.(4)(5)</b> Duties under Administration and consolidated wording in section 22(3), permits these sections to be repealed.</p>	<p>B/ <b>section 72.(4)</b> The Inspector shall suspend an owner's licence forthwith upon having reasonable and probable grounds to believe that the licensed vehicle is not covered by</p>	<p>B/ <b>section 72.(4)</b> Repealed</p>

**Additional By-Law Amendments  
Rationale Current**

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**Suggested Amendment**

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<p><b>C/ section 72.(6)</b> Consolidated wording in section 72(1) permits this sections to be repealed.</p> <p><b>D/ section 72.(7)</b> Consolidated wording in section 72(1) permits this sections to be repealed.</p> <p><b>E/ section 72.(8)</b> Duties under Administration and Consolidated wording in section 72.(1) permits this section to be repealed.</p> <p><b>F/ section 74.</b> Recommended by Legal Services, item is no longer applicable.</p>	<p>insurance as required by this By-law.</p> <p><b>section 72.(5)</b> An owner's licence which has been suspended pursuant to clause (4) may be re-instated subject to any other penalty, suspension or revocation pursuant to this bylaw which is appropriate in the circumstances in the judgement of the Inspector, upon satisfactory proof of insurance being submitted to the Inspector.</p> <p><b>C/ section 72.(6)</b> No Licence shall be revoked without giving notice to the licence holder and an opportunity to be heard</p> <p><b>D/ section 72.(7)</b> The notice required in this section shall be deemed to have been served if sent by registered mail to the licence holder at the address of the place of business shown on the application.</p> <p><b>E/ section 72.(8)</b> The Inspector may suspend a licence temporarily pending a hearing on a proposed revocation of the licence, where in the opinion of the Inspector, such suspension is required in the public interest.</p> <p><b>F/ section 74.</b> Any person who makes a false or misleading statement in an application for a licence or in any other document which an applicant or licence holder is required to file with the Inspector shall be guilty of an offence</p>	<p><b>section 72.(5)</b> Repealed</p> <p><b>C/ section 72.(6)</b> Repealed</p> <p><b>D/ section 72.(7)</b> Repealed</p> <p><b>E/ section 72.(8)</b> Repealed</p> <p><b>F/ section 74.</b> Repealed</p>
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**Additional By-Law Amendments**  
**Rationale Current**

**By-Law Section**

**Suggested Amendment**

**Appendix E**

<p><b>G/ section 76.</b> Recommended by Legal Services, item is no longer applicable</p>	<p>and shall be liable on conviction to a fine of not less than One Hundred Dollars (\$100.00) and not more than Five Hundred Dollars (\$500.00) and in default of payment to imprisonment for a term of not more than thirty days.</p> <p><b>G/ section 76.</b> A person who is alleged to have violated this By-law and is given notice of the alleged violation may pay a penalty in the amount of \$25.00 to the Halifax Regional Municipality provided that said payment is made within a period of fourteen (14) days following the day on which the alleged violation was committed and where the said notice so provides for payment in this manner, and such payment shall be in full satisfaction, releasing and discharging all penalties and imprisonments incurred by the person for said violation.</p>	<p><b>G/ section 76.</b> Repealed</p>
<p><b><u>9. Waiting List</u></b></p> <p><b>A/ section 77(4))</b> Amendment requires an application be submitted by the driver in order to have their name added to the Halifax waiting list. Currently names are added and removed automatically without a proper application document. This amendment will apply the same consistent process as used in maintaining the current Dartmouth &amp; County waiting lists.</p>	<p><b><u>9. Waiting List</u></b></p> <p><b>A/ section 77(4)</b> when any taxi driver who does not on the effective date of this Section hold a taxi license in their own name or in the name of a corporation of which the taxi driver is a shareholder are first licensed in the Halifax zone subsequent to the effective date of this Section, the name of the driver shall be added to the end of the waiting list developed pursuant to subsection (3) in order of the date of the issuance of the taxi driver’s license.</p>	<p><b><u>9. Waiting List</u></b></p> <p><b>A/ section 77(4)</b> Effective the date of this amendment, where the Licencing Authority receives an application for a taxi owner licence which cannot be issued because of the provisions of this section, they shall add the applicants name to the end of the current waiting list, in order of date &amp; time of receipt of the application and shall process the names in order of seniority as they appear on the list, as the number of licences in force falls below six hundred and ten 610. The applicant for an owners license must be a licenced taxi driver in good</p>

**Additional By-Law Amendments  
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**By-Law Section**

**Suggested Amendment**

**Appendix E**

<p><b>B/ section 77(6)</b> Amendment removes subsection reference and clarifies the National Standard Certification requirement</p> <p><b>C/ section 77(8)</b> Amendment requires an application be submitted by the driver in order to have their name added to the Halifax waiting list. Currently names are added and removed automatically without a proper application document. This amendment will apply the same consistent process as used in maintaining the current Dartmouth &amp; County waiting lists.</p>	<p><b>B/ section 77(6)</b> When a taxi owner’s license is issued to a taxi driver pursuant to this Section who is not nationally certified pursuant to subsection (1) of Section 82 of this By-law, the taxi driver shall register for and successfully complete the national certification process pursuant to said subsection (1) of Section 82 of this By-law within one year of the obtaining the taxi owner’s license and if the taxi driver fails to obtain such certification within that time, the License Inspector shall immediately revoke the taxi owner’s license issued pursuant to this Section and the name of the taxi driver shall be moved to the end of the waiting list.</p> <p><b>C/ section 77(8)</b> When a taxi driver’s license is cancelled, revoked, surrendered or otherwise lapses, on the conclusion of any applicable appeal process, if the name of the driver is on the waiting list, the name of the taxi driver shall be removed, and if the driver subsequently becomes licensed as a driver in the Halifax zone, the name of the driver shall be added to the end of the waiting list in accordance with subsection (4)</p>	<p>standing in the Halifax zone and not already hold a taxi owner licence in the Municipality in their own name or in the name of a business of which the driver is a shareholder.</p> <p><b>B/ section 77(6)</b> When a taxi owner’s license is issued to a taxi driver pursuant to this Section who has not completed the National Standards Certification for Taxicab/Limousine Drivers, the taxi driver shall register for and successfully complete the National Standards Certification program within one year of obtaining the taxi owner’s license and if the taxi driver fails to obtain such certification within that time, the Licensing Authority shall immediately revoke the taxi owner’s license issued pursuant to this Section. Upon application, the name of the driver shall be added to the end of the waiting list in accordance with subsection 4.</p> <p><b>C/ section 77(8)</b> When a taxi driver’s license is cancelled, revoked, surrendered or otherwise lapses, on the conclusion of any applicable appeal process, if the name of the driver is on the waiting list, the name of the taxi driver shall be removed, and if the driver subsequently becomes licensed as a driver in the Halifax zone, upon application, the name of the driver shall be added to the end of the waiting list in accordance with subsection (4)</p>
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**Additional By-Law Amendments  
Rationale Current**

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**Suggested Amendment**

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<p><b>D/ section 78(4)(c)</b> this is an added item which applies the same National Standard Certification requirement, consistent with the Halifax and County zones.</p> <p><b>E/ section 78A(6)</b> Amendment removes subsection reference and clarifies the National Standard Certification requirement</p> <p><b><u>10. Seniors Shared -Ride Service</u></b></p> <p><b>Section 80.</b> Shared rides can be accommodated currently within the by-law without a specialty licence. (Pre-amalgamation clause)</p>	<p><b>D/ section 78(4)(c)</b> New item</p> <p><b>E/ section 78A (6)</b> When a taxi owner’s license is issued to a taxi driver pursuant to this Section who is not nationally certified pursuant to subsection (1) of Section 82 of this By-law, the taxi driver shall register for and successfully complete the national certification process pursuant to said subsection (1) of Section 82 of this By-law within one year of the obtaining the taxi owner’s license and if the taxi driver fails to obtain such certification within that time, the License Inspector shall immediately revoke the taxi owner’s license issued pursuant to this Section and the name of the taxi driver shall be moved to the end of the waiting list.</p> <p><b><u>10. Seniors Shared -Ride Service</u></b></p> <p><b>Section 80.</b> Notwithstanding any other provision of this by-law, in the Halifax zone, a taxi, accessible taxi or limousine driver licensed in that zone may transport passengers for hire at the rates set out in schedule 2 for Seniors Shared-Rides where the owner of the</p>	<p><b>D/ section 78(4)(c)</b> When a taxi driver’s license is cancelled, revoked, surrendered or otherwise lapses, on the conclusion of any applicable appeal process, if the name of the driver is on the waiting list, the name of the taxi driver shall be removed, and if the driver subsequently becomes licensed as a driver in the Halifax zone, upon application, the name of the driver shall be added to the end of the waiting list in accordance with subsection (4)</p> <p><b>E/ section 78A (6)</b> When a taxi owner’s license is issued to a taxi driver pursuant to this Section who has not completed the National Standards Certification for Taxicab/Limousine Drivers, the taxi driver shall register for and successfully complete the National Standards Certification program within one year of obtaining the taxi owner’s license and if the taxi driver fails to obtain such certification within that time, the Licensing Authority shall immediately revoke the taxi owner’s license issued pursuant to this Section. Upon application, the name of the driver shall be added to the end of the waiting list in accordance with subsection 4.</p> <p><b><u>10. Seniors Shared -Ride Service</u></b></p> <p><b>Section 80.</b> Repealed.</p>
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<p><b><u>11. Hotel Standards - Halifax Zone</u></b></p> <p><b>Section 81.(1)</b> Amendment is required to apply the new vehicle standards applicable to Hybrid and smaller fuel efficient vehicles.</p>	<p>vehicle has obtained a seniors shared ride licence from the Inspector.</p> <p><b><u>11. Hotel Standards - Halifax Zone</u></b></p> <p><b>Section 81.(1)</b> The owner of a licensed taxi may apply to the Inspector and if the taxi</p> <ul style="list-style-type: none"><li>(a) has a height from the top of the floor to the underneath side of the roof of at least 45 inches;</li><li>(b) has a width from the inside of one door post to the inside of the door post on the opposite side of at least 54 inches;</li><li>(c) has a length from the dashboard, excluding extremities, to the front of the back seat of at least 63 inches;</li><li>(d) the taxi has first class repairs with no visible body fillers, primer paint, rust, accidental damage or similar defects; and the owner pays an inspection fee of Thirty - five dollars,</li></ul> <p>the Inspector shall approve the issuance to the owner of the taxi the Hotel Standard decals.</p>	<p><b><u>11. Hotel Standards - Halifax Zone</u></b></p> <p><b>Section 81.(1)</b> The owner of a licensed taxi may apply to the Licencing Authority and if upon inspection the taxi is found to be in compliance with the requirements of this by-law, the Licencing Authority shall approve the issuance to the owner of the taxi the Hotel Standard decals. The cost of each semi annual inspection shall be seventeen dollars and fifty cents.</p>
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